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On 8-19-02

TOWNSEND and TOWNSEND and CREW LLP

By: Linda Shaffer

PATENT  
Attorney Docket No.: 18781-003910  
Client Ref. No.: T99-018-1

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Holger Wesche, *et al.*

Application No.: 09/759,595

Filed: January 11, 2001

For: IRAK-4: COMPOSITIONS AND  
METHODS OF USE

Examiner: Joseph F. Murphy

Art Unit: 1646

RESPONSE TO RESTRICTION  
REQUIREMENT AND PRELIMINARY  
AMENDMENT

Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

In response to the Restriction Requirement mailed June 25, 2002, Applicants elect, with traverse, to prosecute the claims of Group I, claims 1-15, 31 and 63, drawn to a nucleic acid of SEQ ID NO:2, encoding SEQ ID NO: 1, a vector, a host cell, and a method of producing a polypeptide. Applicants' election is made with traverse as examination of the subject matter recited in the claims of Groups I-VIII would not place a substantially greater burden on the Examiner.

Further, in response to the Species Election, it is Applicant's understanding from the Office Action that a species election is only applicable if Group VI is selected. Since Group I was selected, Applicants believe that a species election is not required.

Prior to examination of the above-referenced application, please enter the following amendments and remarks.